

THE CITY OF CLAYTON

Board of Aldermen
City Hall – 10 N. Bemiston Avenue
January 12, 2015
7:00 p.m.

Minutes

Mayor Sanger called the meeting to order and requested a roll call. The following individuals were in attendance:

Aldermen: Cynthia Garnholz, Mark Winings, Joanne Boulton, Alex Berger III, and Rich Lintz.

Mayor Sanger
City Manager Owens
City Attorney O'Keefe

Absent: Ira Berkowitz

Alderman Boulton moved to approve the December 15, 2015 minutes. Alderman Winings seconded.

The motion to approve the minutes passed unanimously on a voice vote.

PUBLIC REQUESTS AND PETITIONS

None

AN ORDINANCE TO CONSIDER APPROVING A FOURTH QUARTER AMENDMENT TO THE FISCAL YEAR 2015 BUDGET

Janet Watson gave a brief summary to the Board reporting on the following amendment considerations.

General Fund

Revenue – Net Decrease of \$725,500

- Property Tax – Property tax was less than planned by approximately \$460,000 due to the resolution of protest cases, mostly from past years.
- Building Permits – While this revenue has increased this year from the prior year, it was \$100,000 less than planned in FY15 due to the timing of submitted projects.
- Utility Gross Receipts Tax – All areas of this tax were less than planned by a total of \$180,000, most of which was related to the warmer winter weather last year.
- Shaw Park Aquatic Center receipts were less than planned by \$63,500 due to the cold and rainy aquatic season this past summer and evening rentals were less.
- Tennis – A reduction of a total of \$18,000 was due to a change in the method of contract payment and was offset by reduced expenditures.
- Rental Income and Dog Park Passes – The previous lessee at Oak Knoll Park moved out in February and no rent was received after that time which reduced the budget by \$10,000. Dog Park pass sales were \$6,500 higher than planned due to opening up passes to non-residents.
- Sports Leagues – Reduced participation resulted in less revenue of \$23,500 which was partially offset by reduced expenditures.
- Fines and Court Fees – Parking fine violations were \$100,000 higher than planned and municipal court fines and court costs were \$287,000 less than budgeted due to changes in policing and court procedures such as offering more community service, many of which are related to the passage of Senate Bill 5. This lower level of court fines is likely to continue.

- Bonhomme Garage reimbursement – St. Louis County shares in the cost of non-capital repairs and maintenance to the Bonhomme Parking garage and these items were significantly more than usual this year by approximately \$90,000.
- Parking Meter Income – Meter rentals were up by \$100,000 due to development activity and meter revenue was \$50,000 less than planned.
- Ambulance, Tree Caliper and Other Income – Ambulance transport receipts were up \$90,000 above the amount budgeted and Tree Caliper fees were \$40,000 more than budgeted due to development activity. In Other Income, the City received a distribution from the insurance pool of past surpluses of approximately \$40,000.

Expenditures – Net Decrease of \$247,000

- City Manager's Office – Legal expenses were greater than planned by \$39,000 due to litigation and other issues. Additional professional development of \$4,000 was incurred due to the new Assistant to the City Manager position, and the resident survey was moved from FY16 to FY15 and other communication services were needed for a total increase of \$14,000.
- Information Technology – Maintenance contracts were not yet needed on new systems by \$48,000 and other projects and technical services were less than planned or were not needed by \$50,000.
- Police – Staff vacancies caused salary savings of \$20,000 and special event and regular overtime was less than planned by \$20,000.
- Fire – Extended illness and injury caused overtime to increase by \$11,000. Two items occurred which were not budgeted which were additional specialized training for \$5,000 and the purchase of ballistic vests for \$5,000.
- Public Works – There were staff vacancy savings in two divisions which totaled \$62,000 and a traffic modeling project will not occur in FY16 at a cost of \$58,000. There was also significant savings this year of \$67,000 from lower fuel prices.

Special Business District

Revenue – Net Decrease of \$15,000

- Real Property Tax – Receipts were less than planned due to the resolution of protest cases, mostly from prior years.

Equipment Replacement Fund

Revenue – Net Increase of \$35,000

- Transfer In – Funds of \$35,000 were originally planned to fund signal pole painting (Capital Improvement Fund), but were moved so that parking kiosk enhancements could be funded (Equipment Replacement Fund).

Expenditures – Net Decrease of \$590,965

- Vehicles & Equipment – The purchase of a parking control vehicle of \$33,660 was delayed and some fire equipment for \$6,305 was moved to the next fiscal year to match the timing of the delivery of the related vehicle.
- IT Projects – Several IT projects were either delayed until FY16 or were eliminated. This amendment affects the FY15 amounts budgeted for the permitting system (\$92,000), the financial management software (\$306,000), the Citizen Response Management System (\$33,000), a City Hall door access system enhancement was eliminated (\$88,000), and other minor savings of \$32,000.

Capital Improvement Fund

Revenue – Net decrease of \$6,705,000

- Miscellaneous Revenue - St. Louis County shares in the capital repairs and maintenance to the Bonhomme Parking garage and these items were significantly more than usual this year at \$155,000.

- Transfer In from Special Business District - Funds of \$35,000 were originally planned to fund signal pole painting (Capital Improvement Fund), but were moved so that parking kiosk enhancements could be funded (Equipment Replacement Fund).
- Transfer In from 2011 Bonds – Smaller projects came in less than planned or other funding was received which were originally planned from the 2011 bond proceeds, therefore less funds were needed to be transferred for construction in the amount of \$615,000.
- Transfer In from 2014 General Obligation Bonds – Bond projects were delayed due to staff vacancies and the FY15 Resurfacing project bids were under budget, therefore the related transfer of funds for construction will occur in FY16 in the amount of \$6,210,000.

Expenditures – Net Decrease of \$7,101,000

- Park Projects – Expenditures for repairs to the Ice Rink were \$41,000 less than anticipated. The projects of Chapman Plaza and Newman Green, together in the amount of \$125,000, and the design for Oak Knoll Park entrance and parking lot in the amount of \$34,000 will occur in next fiscal year instead of FY15.
- Hanley Park – The Board authorized the purchase of the property next to the park this year for \$650,000.
- Sidewalk & Traffic Signal Improvements – Part of a sidewalk project will be complete in FY16 in the amount of \$6,000, and the signal detection replacement project was also moved to next year at \$100,000.
- Streetscape Improvements – Brentwood/Carondelet Streetscape project occurred at a faster pace in FY14 therefore less expenditures occurred in FY15 than planned, and no further work is planned on the downtown streetscape project. Together these reductions were \$280,000.
- Facility Improvements – The relocation of the mulch site was reduced in scope for a reduction of \$123,000 and the elevator modernization at the Brentwood building for \$470,000 was moved to FY16. In addition, the City Hall, HVAC and garage projects for a total of \$240,000 and a reminder of the energy efficiency project for \$112,000 were also moved to FY16.
- Alley and Street Resurfacing Bond projects – Both the alley project of \$360,000 and the two street resurfacing projects for a total of \$5,172,000 had a delayed start due to staffing vacancies and will mostly occur in FY16. The Carondelet Plaza street resurfacing project in the amount of \$688,000 has been delayed due to higher bids than anticipated, but the FY15 street resurfacing project bids were less than budgeted.

Debt Funds

Revenue – Net Decrease of \$100,000

- Property Tax – Receipts were less than planned by \$100,000 supporting the 2009 Bond Issue due to the resolution of protest cases.

Expenditures – Net Decrease of \$6,825,000

- Professional Service and Debt Issuance costs – Professional services costs were estimated for FY15 but the actual costs were slightly different than budgeted between different bond issues. In addition, the City received one small invoice for bond issuance costs from the financings at the end of last year. The net change to these accounts is zero.
- Transfer Out of Bond Proceeds from the 2014 General Obligation Bonds – Projects were delayed from the 2014 General Obligation bonds, therefore less funds were needed to be transferred for construction in the amount of \$6,210,000.
- Transfer Out of Bond Proceeds from the 2011 Special Obligation Bonds – Smaller projects came in less than budgeted, were delayed, or other funding was received, therefore less funds were needed to be transferred for construction of \$615,000.

The ordinance incorporates the recommended amendments to the FY15 budget.

In response to Alderman Boulton's question, Ms. Watson stated that there has not been a decrease in County assessment challenges most likely because of the successes that property owners have had in the past with appealing those assessments.

Alderman Garnholz introduced Bill No. 6536, an ordinance to approve the 4th Quarter Budget (FY2015) Amendment to be read for the first time by title only. Alderman Winings seconded.

City Attorney O'Keefe reads Bill No. 6536, an Ordinance Amending the Fiscal Year 2015 Budget and Appropriating Funds Pursuant Thereto for the first time by title only.

The motion passed unanimously on a voice vote.

Alderman Garnholz moved that the Board give unanimous consent to consideration for adoption of Bill No. 6536 on the day of its introduction. Alderman Winings seconded.

The motion passed unanimously on a voice vote.

Alderman Garnholz introduced Bill No. 6536, an ordinance to approve the 4th Quarter Budget (FY2015) Amendment to be read for the second time by title only. Alderman Winings seconded.

City Attorney O'Keefe reads Bill No. 6536, an Ordinance Amending the Fiscal Year 2015 Budget and Appropriating Funds Pursuant Thereto for the second time by title only.

Alderman Garnholz – Aye; Alderman Winings – Aye; Alderman Boulton – Aye; Alderman Berger – Aye; Alderman Lintz – Aye; and Mayor Sanger – Aye. The bill was adopted and became Ordinance No. 6407 of the City of Clayton.

AN ORDINANCE TO CONSIDER REPEALING ORDINANCE NO. 6401 AND PLACE A BALLOT PROPOSITION ON THE APRIL 5, 2016 ELECTION TO CONTINUE THE LOCAL SALES TAX ON OUT-OF-STATE VEHICLE SALES

City Manager Owens reported that on December 8, 2015, the Board of Aldermen adopted Ordinance No. 6401 which also called for submission of this same proposition to the voters but titled the ballot measure as 'Proposition A', and the Board of Aldermen wishes to avoid voter confusion and enhance voter education and coordinate the titling of the measure in cooperation with the other local governments simultaneously submitting a similar measure under the title of "Proposition B". Staff recommends approving this ordinance.

Alderman Garnholz introduced Bill No. 6537, an ordinance to repeal Ordinance No. 6401 and place a ballot proposition on the April 5, 2016 election to continue the local sales tax on out-of-state vehicle sales to be read for the first time by title only. Alderman Winings seconded.

City Attorney O'Keefe reads Bill No. 6537, an Ordinance Repealing Ordinance No. 6401 and Submitting to the Qualified Voters of the City of Clayton, Missouri, for their Approval at the General Municipal Election to be Held in the City on the 5th Day of April, 2016, a Proposition to Authorize the City to Continue Applying and Collecting the Local Sales Tax on the Titling of Motor Vehicles, Trailers, Boats, and Outboard Motors that Were Purchased From a Source Other than a Licensed Missouri Dealer for the first time by title only.

The motion passed unanimously on a voice vote.

Alderman Garnholz moved that the Board give unanimous consent to consideration for adoption of Bill No. 6537 on the day of its introduction. Alderman Winings seconded.

The motion passed unanimously on a voice vote.

Alderman Garnholz introduced Bill No. 6537, an ordinance to repeal Ordinance No. 6401 and place a ballot proposition on the April 5, 2016 election to continue the local sales tax on out-of-state vehicle sales to be read for the second time by title only. Alderman Winings seconded.

City Attorney O’Keefe reads Bill No. 6537, an Ordinance Repealing Ordinance No. 6401 and Submitting to the Qualified Voters of the City of Clayton, Missouri, for their Approval at the General Municipal Election to be Held in the City on the 5th Day of April, 2016, a Proposition to Authorize the City to Continue Applying and Collecting the Local Sales Tax on the Titling of Motor Vehicles, Trailers, Boats, and Outboard Motors that Were Purchased From a Source Other than a Licensed Missouri Dealer for the second time by title only.

Alderman Garnholz – Aye; Alderman Winings – Aye; Alderman Boulton – Aye; Alderman Berger – Aye; Alderman Lintz – Aye; and Mayor Sanger – Aye. The bill was adopted and became Ordinance No. 6407 of the City of Clayton.

A RESOLUTION TO CONSIDER APPROVING A REVISED PROJECT LIST FOR THE CLAYTON CENTURY FOUNDATION TO USE AS FUNDRAISING TARGETS

City Manager Owens reported that staff is requesting that the Board of Aldermen confirm the approved project list for the purpose of fundraising by the Clayton Century Foundation (CCF). In 2010 the Board developed a list of capital projects for the Clayton Century Foundation to use as fundraising targets. This list has subsequently been updated by the Board of Aldermen, most recently on August 12, 2014. Since the creation of the list in 2010, numerous projects have been completed and included such things as the Enterprise Holdings Pavilion, Shaw Park Recreational Trail, the Hanley House Pavilion, Porches and Signage and the installation of *Molecular Bloom with Single Flower* by James Surls in the Century Garden in Shaw Park. Nearly \$2,000,000 has been invested by the Clayton Century Foundation Projects to help complete projects that have been placed on the project list the approval of the resolution is to reaffirm the City’s desire that the CCF continue to work to raise funds for the specified projects.

Alderman Berger expressed that he is in support of the CCF and requested that the Board consider reviewing the projects in order to provide to the CCF a more specified list.

Mayor Sanger suggested discussing the list more in depth during a future Board discussion session.

In response to the Board’s questions, Patty DeForrest stated that she would take the current list to CCF and then “comb” down to a more specific list. CCF has made a few changes to the structure and they now have a project review committee that will look at projects and help clarify specific projects to prioritize how to move forward with everything.

In response to Alderman Boulton’s question, Patty DeForrest explained that the list has not changed; projects that have been completed have been removed. The resolution tonight is just to reaffirm to the CCF.

In response to Alderman Garnholz’s question, Patty DeForrest stated that some projects were specific, i.e. Family Center Natural Playground, but in the beginning of the process most were general because the (project) had been pulled from the Parks and Recreation Master Plan.

Alderman Garnholz commented that it would seem that less specificity is better.

Patty DeForrest noted that as the City reviews the capital budget then the City can provide its priorities to the CCF.

Alderman Boulton commented that since the City is beginning to start its capital budget review it would make sense to review the list at that time.

Alderman Berger commented that it would be hard to get into this discussion right now. He feels that the City owes it to CCF to deliver on the obligation of identifying what the priorities are and he had not intended to get into a debate over some projects being a priority. He feels there are too many non-specifics, i.e. Downtown Master Plan, etc. He wanted to raise the Board's awareness and hope for time in the near future to talk about what specifics would be defined for CCF.

Mayor Sanger commented that if there is a general topic (i.e. Downtown Master Plan) and the CCF runs into someone who would like to fund a project, they could fund something that was not specific (i.e. parklets) so it may be better to be more general instead of specifying.

Patty DeForrest commented that it would be her preference that the Board reaffirm tonight's list and then work throughout the next three to six months to come up with a more specific list to use for fundraising purposes.

Alderman Garnholz moved to approve Resolution No. 16-01, a Resolution to Supersede Resolution No. 14-19 and approve an Updated List of Projects to be Forwarded to the Clayton Century Foundation to be Used as Targets for its Fundraising Efforts. Alderman Winings seconded.

The motion passed on a voice vote 6 Aye to 1 Nay (Alderman Berger) vote.

Other

Alderman Garnholz reported on the following:

- Economic Development Downtown Action Team –
 - The group recommended that the City submit surveys to landlords, developers, merchants, employers, residents, and daytime workers. A different survey by *Survey Monkey* for each constituency will be provided. The goal is to figure out how we can move the economics forward for the City of Clayton. The estimated completion date is June 30th.
- Parks and Recreation Commission – January 4, 2016
 - Westmoreland property – recommendation to the Commission is to raze the house and create green space. 15 residents attended and all were in favor. The Commission heard great ideas which included fundraising prior to demolition.
 - Midwest Sports broadcasting event at ice rink – Huge success; over 930 paid attendees. Congrats to staff.
- St. Louis County Municipal League
 - Holiday Event held this week and was very well attended.

Alderman Winings reported on the following:

- Plan Commission/ARB met January 4, 2016 – the Commission approved a tear-down on Crandon Avenue.

Alderman Boulton reported on the following:

- Parks and Recreation – January 4, 2016 – very good meeting and discussion.
- Attended a recent Fire Commission meeting.

Mayor Sanger reported that he was a guest panel speaker for the Women's Council of Realtors held last week in Westport, there were approximately 80 people in attendance.

There being no further business the meeting was adjourned at 7:20 p.m.

Mayor

ATTEST:

City Clerk